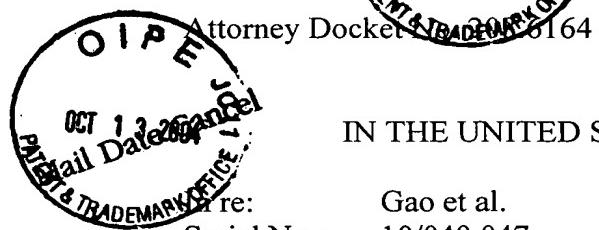




10-15-04

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1745



Attorney Docket No. 164

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

re: Gao et al.  
Serial No.: 10/040,047      Group Art Unit: 1745  
Filed: February 1, 2002      Examiner: Kalafut, Stephen J.  
For: *Positive Electrode Active Materials for Secondary Batteries and Methods of  
Preparing Same*

Date: October 14, 2004

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**AMENDMENT**

Sir:

This amendment is responsive to the Final Office Action (“Action”) dated August 20, 2004 and is filed before expiration of the three month shortened statutory period. Applicants provide the present Amendment to address the issues raised in the Action pursuant to the rules stated in revised 37 C.F.R. 1.121 that became effective on July 30, 2003.